

REMARKS

Claims 1-56 were pending in the application. All pending claims were rejected. Applicants have amended claims 1, 14, 17, 33, and 47. In light of the foregoing amendments and following remarks, reconsideration and allowance of all pending claims is hereby requested.

**35 U.S.C. § 102**

The Office Action rejects claims 1-56 under 35 U.S.C. § 102(e) as anticipated by U.S. Patent No. 6,643,623 B1 issued to Kolls ("Kolls"). Applicants have amended independent claim 1 to recite:

at least one service device, connected to the at least one client module by a first wireless link, the at least one service device adapted to receive and process the at least one message;  
and

a second wireless communication link within the retail refueling facility adapted to communicate the at least one message between the at least one of a wireless transmitter and a wireless receiver in the communication module and the at least one of a wireless transmitter and a wireless receiver in the at least one client module.

Similarly, Applicants have amended independent claims 14, 17, and 33 to recite "a first wireless link" connecting the at least one client module with the at least one peripheral device, the at least one forecourt controller device, and the at least one dispenser peripheral device, respectively. The "first wireless" link is in addition to "a second wireless communication link" which was present in each of the independent claims previously presented as "a wireless communication link." The "second wireless communication link" in each claim has been amended due to the addition of the "first wireless communication link" discussed above.

Applicants respectfully submit that Kolls fails to teach or suggest "a first wireless link" connecting the peripheral devices claimed in independent claims 1, 14, 17, and 33 with the client module in each respective claim and "a second wireless communication link." Similarly, Kolls fails to teach or suggest "transmitting the at least one message over at least two wireless communication links within the retail refueling environment" as recited by amended claim 47. Accordingly, Applicants respectfully submit that claims 1-56, which includes claims 1, 14, 17,

33, and 47 along with all of their respective dependent claims are not anticipated by Kolls.

Therefore, Applicants respectfully request withdrawal of the rejection of claims 1-56 under 35 U.S.C. § 102 as anticipated by Kolls.

**35 U.S.C. § 103(a)**

The Office Action rejects claims 6, 8, 16, 23, 30, 32, 43, 45, 46, and 49-56 as unpatentable over Kolls in view of U.S. Patent No. 6,574, 603 B1 issued to Dickson ("Dickson"). In view of the amendment of claims 1, 14, 17, 33, and 47 and the remarks set forth above, Applicants respectfully submit that claims 6 and 8, which depend from claim 1, claim 16, which depends from claim 14, claims 23, 30, and 32, which depend from claim 17, claims 43, 45, and 46, which depend from claim 33, and claims 49-56, which depend from claim 47, are allowable over Kolls in view of Dickson. As set forth above, Kolls fails to teach or suggest each limitation of independent claims 1, 14, 17, 33, and 47. Additionally, Dickson fails to teach or suggest each limitation of independent claims 1, 14, 17, 33, and 47. Accordingly, the proposed combination of Kolls and Dickson is insufficient to teach or suggest each limitation of the rejected dependent claims. Therefore, Applicants respectfully submit that claims 6, 8, 16, 23, 30, 32, 43, 45, 46, and 49-56 are allowable over Kolls in view of Dickson and request that the rejection under 35 U.S.C. § 103 be withdrawn. Alternatively, Applicants stand ready to traverse the rejection of claims 6, 8, 16, 23, 30, 32, 43, 45, 46, and 49-56 as obvious over Kolls in view of Dickson.

**Conclusion**

Applicants have made an earnest attempt at placing this Application in condition for allowance. Therefore, Applicants respectfully request withdrawal of the rejections noted in the Office Action and allowance of all pending claims.

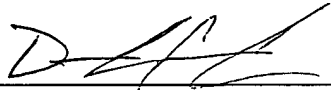
Enclosed is an \$110.00 check for a one-month extension. No other fees are believed to be due. However, please apply any other charges or credits to deposit account 06-1050.

Applicant : David Kenneth Blanchard  
Serial No. : 09/911,570  
Filed : July 23, 2001  
Page : 14 of 14

Attorney's Docket No.: 15828-058001 / PE-00-012

Respectfully submitted,

Date: 9-29-04

  
\_\_\_\_\_  
Decker A. Cammack  
Reg. No. 48,486

Fish & Richardson P.C.  
5000 Bank One Center  
1717 Main Street  
Dallas, Texas 75201  
Telephone: (214) 292-4049  
Facsimile: (214) 747-2091

90091124.doc